

**Minutes of the Grinnell City Council Meeting
Monday, July 19, 2004**

The City Council of the City of Grinnell met in regular session in the Council Chambers of the Grinnell Community Center, 927 4th Avenue, Grinnell, Iowa, at 7:00 p.m., Monday, July 19, 2004. Mayor Canfield presided.

Roll Call: PRESENT: Elliott, McNaul, Wilson, White, Worley, Witt.

PERFECTING AND APPROVAL OF AGENDA:

Moved by WITT, second by WORLEY, to approve the Agenda and the Consent Agenda as printed. Roll Call Vote: Ayes: Witt, Worley, Elliott, Wilson, McNaul, White. Motion carried.

CONSENT AGENDA:

Previous minutes as drafted from the Tuesday, July 6, 2004 Regular Session.

Approval of the Clerk's Report.

Approval of the Treasurer's Report.

PUBLIC HEARING:

Mayor Canfield opened the public hearing for the purpose of issuing General Corporate Purpose Capital Loan Notes at 7:00 p.m.. Hage noted no comments or inquiries had been received prior to the meeting. Canfield requested comments and inquiries from the citizens present. There were none. Moved by WITT, second by WHITE, to close the Public Hearing at 7:03 p.m. Roll Call Vote: Ayes: Witt, White, Worley, McNaul, Wilson, Elliott. Motion carried.

Mayor Canfield opened the public hearing for the purpose of issuing Essential Corporate Purpose Capital Loan Notes at 7:03 p.m. Hage noted no comments or inquiries had been received prior to the meeting. Canfield requested comments and inquiries from the citizens present. There were none. Moved by ELLIOTT, second by MCNAUL, to close the Public Hearing at 7:05 p.m. Roll Call Vote: Ayes: Elliott, McNaul, Worley, Wilson, Witt, White. Motion carried.

Moved by WHITE, second by MCNAUL, to approve and adopt RESOLUTION NO. 2688: "RESOLUTION RATIFYING, CONFIRMING AND APPROVING PUBLICATION OF NOTICES OF THE PUBLIC HEARINGS FOR THE ISSUANCE OF NOT TO EXCEED \$250,000.00 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2004." Roll Call Vote: Ayes: White, McNaul, Witt, Worley, Elliott, Wilson. Motion carried.

Moved by WHITE, second by ELLIOTT, to approve and adopt RESOLUTION NO. 2689: "RESOLUTION APPROVING AND AUTHORIZING A FORM OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$250,000.00 OBLIGATION CAPITAL LOAN NOTES, SERIES 2004, AND LEVYING A TAX TO PAY THE NOTES." Roll Call Vote: Ayes: White, Elliott, McNaul, Worley, Witt, Wilson. Motion carried.

COMMUNICATIONS:

- I. PAD miscellaneous information.

OLD BUSINESS:

- I. Report from Public Works & Grounds Committee.
 - o Review of the Ordinance pertaining to the planting of trees in the right of way.

This item was tabled by the committee. No action was taken.

- o Consideration for scheduling a meeting in regard to the Commercial Solid Waste Study and Compost Site.

The meeting has been scheduled for August 12, 2004 at 6:30 pm. It is hoped that the committee will make final review and recommend approval of the new ordinance and resolution to the council following that meeting. The targeted implementation date is October 1, and the committee still hopes to achieve that goal. The committee will also present the educational materials at that time.

- Update in regard to the development of a storm water utility.

Elliott noted the committee briefly discussed the continued pursuit by the city for the implementation of a storm water utility. This new fee would assist in offsetting routine storm water maintenance cost. The committee agreed staff should continue to pursue the proposal with more information to be presented at a future date.

- Acceptance of the Stoker property adjacent to VanHorne Park.

Elliott provided a brief history of the property and that the property was intended to be given to the park, however was not included at the time the title was drafted.

Moved by ELLIOTT, second by WITT to accept the property. Roll Call Vote: Ayes: Elliott, Witt, Worley, Wilson, McNaul, White. Motion carried.

- Recommendation in regard to the improvements proposed by Grinnell College for increased pedestrian safety along 8th Avenue.

The college brought to the committee's attention that with ongoing construction, the traffic patterns on 8th avenue will change. The committee supports the improvements at the college, however will take no action on the item until the construction of the facilities is complete.

- Recommendation in regard to the request from Verlan and Lori Vos to install a staircase next to their building located at 818 Commercial Street.

Elliott discussed the request for the placement of staircase on public right of way. Elliott felt that public entrances should not be located on public right of way. Staff will communicate with the property owner to develop and alternative proposal.

- Review of the rates for the Hazelwood Cemetery.

Elliott informed the council that the current rate schedule for the Hazelwood Cemetery will expire next year. The committee suggested the Public Services Director draft a new schedule implementing a 2% rate increase on the current schedule to be implemented for another five years. After the committee reviews the item again, the new proposal will be presented to the council.

- Recommendation in regard to the request from Dave and Cathy Pierce waiver from installing sidewalk parallel to Michael Avenue.

Elliott reviewed the property owned by Dave and Cathy Pierce and their request for waiver of the installation of the sidewalk due to the fact the sidewalk will currently dead end. The council has already granted a waiver to the East Gate Estates to install sidewalks at the time of development. She continued by explaining how this issue relates to snow removal. The committee declined the request for waiver.

II. Report from the Finance Committee

- Review of the proposed Deputy City Clerk and Assistant Recreation Director job descriptions.

The committee reviewed the job descriptions; however recommend no changes at this time.

- Review of the proposed TIF Agreement for HW Brand.

The agreement was proposed as a rebate of taxes with a cap of reimbursement equal to the amount of property taxes paid.

Moved by WHITE, second by ELLIOTT, to approve the proposed TIF Agreement for HW Brand. Roll Call Vote: Ayes: White, Elliott, Worley, Wilson, Witt, McNaul. Motion carried.

- Review of the proposed TIF Agreement for the Waterford Development.

White reviewed the Highway 146 development. The agreement is proposed to be between the city and the developer only, not the individual property owners. No action will be taken on this item until specific project goals have been met.

- Review of the Sully Coop Exchange request for TIF incentives.

White reviewed the purchase of the Sully Coop Exchange of the Golden Sun Feed facility. The agreement will be prepared by staff and submitted for council approval at a future date.

- Review of the proposed TIF rebate for the Rozendaal building façade.

White discussed the improvements proposed to the building located at Commercial and Main Street intersection. The property owner intends to invest approximately \$250,000.00 for improvements. Staff will prepare an agreement for approval on a future date.

White commented on the upcoming evaluation of the City Manager that will be scheduled within the next month. Further he commented on a suggestion for the sidewalk program. The committee discussed allowing the city to organize the projects, however still require the property owners to pay for the project and briefly discussed the compost and food waste recycling facility.

White made a brief presentation in regard to Council Member Wilson and City Clerk Hage' July 19, 2004 birthdays.

III. Report from the Planning Committee

- Review of the Shive Hattery proposal for services in regard to the Lang Creek Crossing Infrastructure Improvements.

Worley noted staff provided and update in regard to the proposal. No action was taken on this item.

- Review of the letter submitted by Ron and Carol Emerson in regard to a fence.

The committee met with Mr. Emerson to review his concern, however because the project was built in compliance with current city code, there was no action that could be taken.

- Review of the proposed PEOPLERIDES Contract for transportation services with the City of Grinnell.

Worley reviewed the ongoing cost of the agreement and the city's subsidization of the service.

Moved by WORLEY, second by MCNAUL, to renew the contract as proposed.

Elliott requested a brief report from the Mayor and his participation on the transportation committee. Canfield felt the service was under utilized due to people not understanding the service is available for everyone, not just specifically disabled or senior citizens. He stated that the true cost of the service is approximately \$9.50 per ride. Canfield noted that the federal government and the United Way also subsidize the service.

Roll Call Vote: Ayes: Worley, McNaul, Witt, White, Wilson, Elliott. Motion carried.

IV. Report from the Public Safety Committee.

- Recommendation in regard to the animal control ordinance.

Wilson reviewed the changes made to the proposed ordinance in regard to the limitation of the number of dogs or cats one residence could own in addition to requesting assistance from veterinarians providing service to un-licensed animals.

Moved by WILSON, second by WHITE to introduce and read Ordinance No. 1232: "AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF GRINNELL, IOWA BY AMENDING PROVISIONS PERTAINING TO CHAPTER 3 (ANIMALS.)"

Elliott called for discussion to clarify the changes to the ordinance. Behrens reviewed the ordinance and stated that the fees will be adopted by resolution. Elliott further questioned the new requirements in regard to providing pictures of the animals before the license would be issued. McNaul felt the requirement of the picture was excessive. Wilson felt the intent of the provision is to try and identify potentially vicious animals. Wilson suggested having the veterinarian provide the description of the animal.

Wilson withdrew his motion and will return the ordinance to committee for further review.

Wilson commented in regard to the hiring process for the position of fire chief.

- Recommendation in regard to the request by Mr. Eugene Nicholson -917 Prince Street Apt. 1 – for the designation of a no parking space in front of his apartment.

The committee requested that staff review the area and possibly just provide yellow paint to designate the area. Vehicles have been obstructing access to the street for people who have needs due to disability.

- Review of the open burning ordinance.

The committee took no action on this item. The committee will continue to review the item and suggested further review by the Planning or Public Works and Grounds Committee.

- Recommendation in regard to traffic citations.

Wilson reviewed the proposed ordinance. The committee and both the city attorney have approved the proposed ordinance. This ordinance would provide the city the ability to collect and prosecute traffic violations as opposed to issuing violation under state law. The intent is that the revenue would remain within the city of Grinnell. The city must also understand that the city will now be responsible for prosecuting any of the violations that are challenged.

Moved by WILSON, second by MCNAUL to introduce and read Ordinance No. 1235 "AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF GRINNELL, IOWA, BY ADDING PROVISIONS PERTAINING TO VIOLATION OF TRAFFIC REGULATIONS." Roll Call Vote: Ayes: Wilson, McNaul, White, Witt, Worley, McNaul. Motion carried.

V. Appointment to Boards and Commissions with City Council Approval.

- Re-appointment to the Renaissance Board: Neil Goltz, William McNally, Phyllis Van Es. Their new terms will expire 6/30/07.

Moved by WHITE, second by WORLEY to approve the re-appointment. Roll Call Vote: Ayes: White, Worley, Elliott, Witt, Wilson, McNaul. Motion carried.

- New appointment to the Renaissance Board: Dave Danforth. His term will expire on 6/30/07.

Moved by WHITE, second by MCNAUL, to approve the new appointment. Roll Call Vote: Ayes: White, McNaul, Witt, Elliot, Worley, Wilson. Motion carried.

NEW BUSINESS:

Moved by ELLIOTT, second by WITT, to schedule a public hearing for the purpose of selling 4 city of Grinnell police cars for Monday, August 16, 2004 at 7:00 pm. Bids will be received until Thursday, August 12, 2004 at 5:00 pm. Roll Call Vote: Ayes: Elliott, Witt, Worley, Wilson, McNaul, White. Motion carried.

INQUIRIES:

Behrens invited all citizens and council members to attend the next meeting of the Central Business District Task Force scheduled for Wednesday, July 21, 2004 at 5:30 p.m.

ADJOURN:

Moved by MCNAUL, second by ELLIOTT, to adjourn this regular session of the Grinnell City Council. Vote: (6) ayes, motion carried. Adjournment: 7:54 p.m.

ATTEST:

Gordon Canfield, Mayor

Cassandra R. Hage, City Clerk